

Consolidated Oil & Transportation Company, Inc.

6565 South Dayton Street, Suite #3600 • Englewood, CO 80111 • (303) 790-2820 Fax: (303) 790-7027

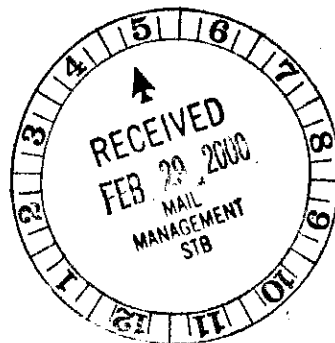
February 24, 2000

Mr. Vernon A. Williams, Secretary
Surface Transportation Board
Office of the Secretary
Case Control Unit
Attn: STB Ex Parte No. 582
1925 K Street, N.W.
Washington, D.C. 20423-0001

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Office of the Secretary

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Dear Sir:

Consolidated Oil & Transportation Company, Inc. (COTC) is a marketer of Asphalts and Fuel oils within the United States and Canada. All of COTC's products are shipped via rail. The purpose of this letter is to comment on the issues to be discussed on March 8th, 2000 in Ex Parte 582.

We encourage the Surface Transportation Board to focus on whether the proposed CN-BNSF combination is good for shippers, not on potential downstream effects. The CN-BNSF combination should be judged on its merits and if other carriers propose mergers, then these cases ought to be evaluated on their merits.

The timing of the proposed CN-BNSF combination is not the central issue for our company. Our concern is service. Recent mergers have failed on service, not because of timing. Accordingly, the Surface Transportation Board should focus on ensuring the CN-BNSF combination, and any other other mergers, will deliver service.

The Surface Transportation Board has a comprehensive process to evaluate railroad transactions and protect the public interest. It should fairly evaluate the CN-BNSF combination according to that process. Do not let other railroads use the Surface Transportation Board process to protect themselves and not shippers.

Sincerely,
Consolidated Oil & Transportation Company, Inc

Paige Prendergast
Director of Transportation & Logistics